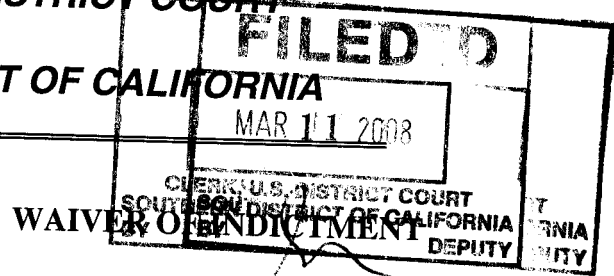


**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA**



UNITED STATES OF AMERICA

v.

ROGELIO BENITEZ-GARCIA

CASE NUMBER: 08 CR 689 WQH

I, ROGELIO BENITEZ-GARCIA, the above named defendant, who is accused committing the following offense:

Title 8, U.S.C., Sec. 1325 - Illegal Entry (Misdemeanor); Title 8, U.S.C., Sec. 1325 - Illegal Entry (Felony); Title 8, U.S.C., Sec. 1325 - Illegal Entry (Felony),

being advised of the nature of the charge(s), the proposed information, and of my rights, hereby waive in open court on 3/11/08 prosecution by indictment and consent that the proceeding may be by information rather than by indictment.

R. Benitez  
Defendant

Mayra D. Lami  
Counsel for Defendant

Before [Signature]  
JUDICIAL OFFICER